

House Bill 317

By: Representatives Horne of the 71st, Everson of the 106th, Hembree of the 67th, Scott of the 2nd, and Powell of the 29th

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 2 of Article 13 of Chapter 6 of Title 40 of the Official Code of Georgia
2 Annotated, relating to motorcycles, so as to exempt certain persons from the provisions
3 requiring operators or riders to use protective headgear; to provide for related matters; to
4 provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Part 2 of Article 13 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated,
8 relating to motorcycles, is amended by revising subsection (a) of Code Section 40-6-315,
9 relating to headgear and eye-protective devices for riders, as follows:

10 "(a) No person shall operate or ride upon a motorcycle unless he or she is wearing
11 protective headgear which complies with standards established by the commissioner of
12 public safety. If a motorcycle operator and any passenger are covered by an insurance
13 policy providing for at least \$10,000.00 in medical benefits for injuries incurred as a result
14 of a crash while operating or riding on a motorcycle, then this subsection shall not apply
15 to:

16 (1) Any motorcycle operator who is 21 years of age or older and has completed a
17 motorcycle rider education course approved by the department or has held a motorcycle
18 operator's license for at least two years; or

19 (2) A rider or passenger of a motorcycle operator exempt under this subsection if the
20 rider or passenger is 21 years of age or older."

21 style="text-align:center">**SECTION 2.**

22 This Act shall become effective upon its approval by the Governor or upon its becoming law
23 without such approval.

24

SECTION 3.

25 All laws and parts of laws in conflict with this Act are repealed.